

**House File 461 - Introduced**

HOUSE FILE 461  
BY COMMITTEE ON LABOR AND  
WORKFORCE

(SUCCESSOR TO HSB 150)

(COMPANION TO SF 321 BY  
COMMITTEE ON WORKFORCE)

**A BILL FOR**

1 An Act relating to boiler inspections.

2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 89.3, subsection 5, paragraph a,  
2 subparagraph (4), subparagraph division (b), Code 2023, is  
3 amended to read as follows:

4 (b) The object is ~~an unfired steam pressure vessel and is~~  
5 part of or integral to the continuous operation of a process  
6 covered by and compliant with the occupational safety and  
7 health administration process safety management standard  
8 contained in 29 C.F.R. §1910.119 and the owner demonstrates  
9 such compliance to ~~a special inspector or~~ the commissioner.  
10 The ~~unfired steam pressure vessel~~ object must also be included  
11 as process safety management process equipment in the ~~owner~~  
12 ~~of the unfired steam pressure vessel's~~ owner's process safety  
13 management program.

14 Sec. 2. Section 89.3, Code 2023, is amended by adding the  
15 following new subsection:

16 NEW SUBSECTION. 5A. The owner of an object that meets all  
17 of the criteria in subsection 5, paragraph "a", may request from  
18 the commissioner an internal inspection time period of longer  
19 than four years, but not to exceed seven years, if the object  
20 is an integral part of a continuous operation of a process  
21 that is covered by and compliant with the occupational safety  
22 and health administration process safety management standard  
23 contained in 29 C.F.R. §1910.119 and has a planned outage  
24 schedule that is longer than four years. The commissioner  
25 may grant the longer inspection interval if the owner is  
26 able to demonstrate to the commissioner that the object is  
27 in compliance with the process safety management standard  
28 contained in 29 C.F.R. §1910.119 and that the object is  
29 included as process safety management process equipment in the  
30 owner's process safety management program. If the commissioner  
31 intends to deny the request, the commissioner shall contact  
32 the owner prior to the denial and provide an opportunity for  
33 the owner to address the reasons for the intended denial. The  
34 owner of the object that is granted the longer inspection  
35 interval shall comply with the requirements contained in

1 subsection 5, paragraph "b".

2

EXPLANATION

3

The inclusion of this explanation does not constitute agreement with  
4 the explanation's substance by the members of the general assembly.

5

This bill relates to boiler inspections.

6

7 The bill modifies one of the criteria necessary for a boiler  
8 or pressure vessel to be inspected at least once each year  
9 externally while under pressure and at least once every four  
10 years internally while not under pressure, unless the labor  
11 commissioner determines an earlier inspection is warranted.  
12 Under current law, one of the criteria for an unfired steam  
13 pressure vessel to be eligible for such an inspection schedule  
14 is that the vessel is part of or integral to the continuous  
15 operation of a process covered by and compliant with a  
16 specified occupational safety and health administration  
17 process safety management standard, and the owner demonstrates  
18 such compliance to a special inspector or the commissioner.  
19 Additionally, the vessel must also be included as process  
20 safety management process equipment in the owner of the unfired  
21 steam pressure vessel's process safety management program. The  
22 bill provides that this criterion is not limited to unfired  
23 steam pressure vessels, but includes any boiler or pressure  
24 vessel. The bill also strikes the reference to a special

25 The bill also authorizes the owner of a boiler or pressure  
26 vessel meeting certain criteria as specified in the bill to  
27 request from the commissioner an internal inspection time  
28 period of longer than four years, but not to exceed seven  
29 years, if the boiler or vessel is an integral part of a  
30 continuous operation of a process that is covered by and  
31 compliant with a specified occupational safety and health  
32 administration process safety management standard and has a  
33 planned outage schedule that is longer than four years. The  
34 commissioner may grant the longer inspection interval if the  
35 owner is able to demonstrate to the commissioner that the

1 object is in compliance with the process safety management  
2 standard and that the object is included as process safety  
3 management process equipment in the owner's process safety  
4 management program. If the commissioner intends to deny the  
5 request, the bill requires the commissioner to contact the  
6 owner prior to the denial and provide an opportunity for the  
7 owner to address the reasons for the intended denial. The bill  
8 requires the owner of the object that is granted the longer  
9 inspection interval to comply with additional inspections and  
10 recordkeeping requirements as specified in the bill.